

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Single Bench*  
**Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN**

**Date: -10/07/2023**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Regular Admission Matters</b>						
<b>High On Board Matter</b>						
7	OA364/22	Latur	Adv.Anand V Patil(Indrale) (Laxmibai U Potdar)	Leave/ Family Pension & Pensionery Benefits	For Further Consideration Reply Filed by R-1 to R- 3	21.7.2023
<b>Order Matters</b>						
8	MA89/22 In OAS340/22	A'nagar	Adv.Ajay S Deshpande (Prakash N Thorat)	M.A. For Condonation of Delay	For Hearing	7.8.2023
9	MA235/23 In OA125/23	A'bad	Adv.A.S. Deshmukh (Milind D Shah, Since dead through his L.R- Dr. Kanchan M Shah)	M.A. To Bring LRS on record with Prayer of abatement		
10	MA289/23 In OA496/23	A'bad	Adv.Mohit R Deshmukh (Gurunath S Indurkar)	M.A. For Direction		14.7.2023
<b>Due Admission Matters</b>						
11	OA524/21	Jalna	Adv.Swapnil S Dargad/ Adv.A.V. Thombre (Hanumant R Kulkarni)	Pension & Pensionery Benefits	Reply filed by R-1 to R- 3	8.8.2023
12	OA584/21	A'nagr	Adv.Sunil B Balkrishna Sali/ Adv.K.B. Jadhav (Malti A Kharikar, Wife of Deceased Arunkumar N Khairkar Food Inspector, F.D.A., M.S. A'nagar)	Pension/ Family Pension	Reply filed by R-2 to R- 4	8.8.2023
13	OA632/21	O'bad	Adv.Prashant D Surywanshi (Harishchandra G Lohkare)	Regularisation of Suspension Period	Reply Filed by R-1 to R-3	21.7.2023

14	OA676/21	Nanded	Adv.A.B. Rajkar (Navnath J Kachare) <b><u>Adv.A.D. Gadekar for R.Nos.5 &amp; 6</u></b>	Direction/ Benefit of Time Bound Promotion/ ACPS	Reply Filed by R-4 to R- 6	23.8.2023
15	TA09/22 WP8518/22 with	A'nagar	Adv.A.G. Ambetkar (Laxman M Kashid & Ors.)	Refund of Recovered Amount	For Hearing Reply Filed by R-1 to R- 4	30.8.2023
16	TA10/22 WP4726/22	A'nagar	Adv.A.G. Ambetkar (Namdev V Shelar & Ors.)	Refund of Recovered Amount	For Hearing Reply Filed by R-1 to R- 4	30.8.2023
17	OA615/22	Jalna	Adv.S.B. Solanke (Kiran A Jadhav)	Study Leave	For Hearing Reply Filed by R-1 to R- 5	29.8.2023
18	OA862/22	Beed	Adv.Nitin B Patil/ Adv.Avinash Khedkar (Shankar S Patange)	Suspension/ Subsistance Allowance/ Reinstatement	For Hearing Reply Filed by R-1 to R- 5	29.8.2023
19	OA903/22	Nanded	Adv.V.A. Dhakne (Balaji G Kharat) <b><u>Adv.Shamsunder B Patil for R.No.3</u></b>	Deemed Date of Promotion	For Hearing	18.8.2023
<b>Final Hearing Matters</b>						
20	OA580/17	A'bad	Adv.M.B. Kolpe (Subhmangal S Bhakt)	Time Bound Promotion Benefit	Reply Filed by R-2 & R- 3	25.8.2023
21	OA162/18 With	J'gaon	Adv.A.D. Sugdare (Baliram B Patil) <b><u>Adv.Sunita D Shelke for R.Nos.3 &amp; 4</u></b>	Finaceial Benefit of Deemed date	Reply Filed by R-1 to R-4	8.8.2023
22	OA163/18	J'gaon	Adv.A.D. Sugdare (Prmod R Kachare) <b><u>Adv.Sunita D Shelke for R.Nos.3 &amp; 4</u></b>	Finaceial Benefit of Deemed date	Reply Filed by R-1 to R-4	8.8.2023

23	OA620/18	Beed	Adv.V.M. Maney (Baban D Gadekar)	Pension	Reply Filed by R-1 to R-3	28.8.2023
24	OA88/19	Beed	Adv.Preeti R Wankhade (Kashinath G Pawar)	Deemd Date of Promotion/ Consequential Benefits	Reply filed by R-1 to R-3	25.8.2023
25	OA253/19	Hingoli	Adv.R.N. Bharaswadkar (Laxmikant M Bhoskar)	Refund of Recovered Amount	Reply filed by R-1 to R-3	24.8.2023
26	OA478/19	A'bad	Adv Avinash S Deshmukh (Dr. Anand S Patil)	Time Bound Promotion & A.C.P.S Pension & Pensionery Benefits /Arrears of Pay & Allowances / Benefits of A.C.P.S/ Leave Salary	Reply Filed by R-1 to R-6	23.8.2023
27	OA539/19	Hingoli	Adv.P.V. Suryawanshi (Amol P Awchar)	Direction/ Honorarium	Reply Filed by R-1 to R-4	5.9.2023
28	OA674/19	A'nagar	Adv.Avinash M Nagarkar (Madhukar K Brahmane)	Time Bound Promotion/ ACPS/ Deem Date of Promotion/ Absorption/ Consequential Benefits	Reply Filed by R-5	27.7.2023
29	OA551/20	Latur	Adv.M.B. Kolpe (Kiran S Pathare)	Minor Punishment	Reply Filed by R-1 to R-5	27.7.2023
30	OA103/21	N'bar	Adv.S.D. Joshi (Dr.Harishchandra T Kokani) <b><u>Adv.Rakesh N Jain for R.No.3</u></b>	Reinstatement (Suspension)	Reply Filed by R-1 to R-3	17.7.2023
31	OA384/21	A'bad	Adv.V.B. Wagh (Shripatrao B Gaikwad)	Pension & Pensionery Benefits	Reply Filed by R-1 to R-4	12.7.2023

**Date: -10/07/2023****S.B. For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
1	OA746/21	Jalna	Adv J S Deshmukh (Tilottama U Bhatkar)	Recovery/ Refund of Recovered Amount	For Filing Affidavit in Rejoinder	8.8.2023
2	OA377/22 With	A'bad	Adv.Vijay C Suradkar (Ratnadip M Athwale)	Compassionate Appointemnt (Lad Page Samiti)	Await Service	7.8.2023
3	OA378/22	A'bad	Adv Vijay C Suradkar (Ratnadip M Athwale)	Compassionate Appointemnt (Lad Page Samiti)	Await Service	7.8.2023
4	OA399/22	O'bad	Adv.C.V. Thombre (Tawshikar G Gyanoba)	Recovery From Pensionery Benefits/ Refund of Amount	Reply Filed By R-2 <b>Ref Order</b> <b>Dtd</b> <b>15.11.22</b>	9.8.2023
5	OA717/22	A'bad	Adv Prashant Deshmukh (Vilas S Jadhav)	Pension & Gratuity	For Filing Affidavit in Rejoinder	23.8.2023
6	OA871/22	P'bhani	Adv.N.R. Pawade (Santosh A Jadhav)	Leave	For Filing Affidavit in Rejoinder	11.8.2023
7	OA1048/22	Dhule	Adv.Talekar & Associates (Ajaykumar B Chavan)	Transfer	For Reply	11.8.2023
8	OA1070/22	Jalna	Adv Nilesh J Patil (Kishor J Shinde)	Minor Punishment	For Filing Affidavit in Reply	9.8.2023
9	OA1160/22	A'bad	Adv M R Deshmukh (Navnath A Patwadkar)	Transfer	For Filing Affidavit in Rejoinder	Remove from board

<b>10</b>	OA19/23 With	A'nagar	Adv.S.D. Joshi (Dr. Ajit P Thorbole)	Suspension	For Filing Affidavit in Rejoinder	21.7.2023
<b>11</b>	OA20/23	A'nagar	Adv.S.D. Joshi (Nanasaheb S Agale)	Suspension	For Filing Affidavit in Rejoinder	21.7.2023
<b>12</b>	OA209/23	A'bad	Adv.D.R. Irale Patil/ Adv.Sushil Irale Patil (Sabirabi Harun Shaikh)	Family Pension	For Reply	22.8.2023
<b>13</b>	OA254/23	A'nagar	Adv Manoj R Khutwad (Kailas A Kalke)	Pensionery Benfits	For Reply	9.8.2023
<b>14</b>	OA325/23	Dhule	Adv M R Deshmukh (Aniket D Kasar & Ors.)	Compassionate Appointment	Await Service	21.8.2023
<b>15</b>	OA413/23	Jalna	Adv Kakasaheb B Jadhav (Raosaheb S Shirsath)	Recovery/ Refund of Recovered Amount	Await Service	8.8.2023
<b>16</b>	OA417/23	Dhule	Adv Avinash S Deshmukh (Chandrashekar P Nikam)	Recovery/ Refund of Recovered Amount	For Reply	8.8.2023
<b>17</b>	OA428/23	A'bad	Adv Sandeep G Kulkarni (Sanjiv P Badkhe)	Directions/ Transfer	Await Service	21.8.2023
<b>18</b>	OA460/23	A'bad	Adv Dhananjay Mane (Manisha T Gite)	Transfer	Await Service	24.7.2023
<b>19</b>	OA461/23	A'bad	Adv Dhananjay Mane (Pravin Y Pawar)	Transfer	Await Service	24.7.2023
<b>20</b>	OA492/23	Jalna	Adv P R Wankhade (Dr. Jagannath G Kundkar)	Transfer	Await Service	24.7.2023
<b>21</b>	OA497/23	A'nagar	Adv D T Devane (Ravindra P Sathe)	Transfer	For Reply	18.7.2023

22	OA501/23	O'bad	Adv Amol N Patale (Nagnath R Kamble)	Transfer	Await Service	17.7.2023
<b>Order Matters</b>						
23	MA102/21 In OASt458/21	A'bad	Adv N P Dube (Ashok N Jire)	MA for Condonation of delay	For Filing Affidavit in Rejoinder	21.8.2023
24	MA194/22 In OASt616/22	Nanded	Adv.R.A. Joshi/ Adv.D.M. Shinde (Sunil D Kakade)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	21.8.2023
25	MA199/22 In OASt837/22	O'bad	Adv Suchita Dhongde (Arjun B Koli)	M.A. For Condonation of delay	For Reply	24.8.2023
26	MA260/22 In OASt723/22	A'bad	Adv C V Thombre (Sharad S Kappa)	M.A. For Condonation of delay	For Filing Affidavit in Reply	22.8.2023
27	MA270/22 In OAST845/22	Nanded	Adv.A.V. Sakolkar (Chaus Aslam Chaus Alimuslim)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	25.8.2023
28	MA271/22 In OAST847/22	Nanded	Adv.A.V. Sakolkar (Sakharam V Pande)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	
29	MA272/22 In OAST849/22	Nanded	Adv.A.V. Sakolkar (Faruq Mehmood Qudri)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	
30	MA280/22 In OAST435/22	Nanded	Adv.V.G. Salgare (Vedant V Joshi)	M.A. For Condonation of Delay	For Reply	25.8.2023
31	MA358/22 In OASt1093/22	A'nagar	Adv S D Joshi (Shriram G Kulkarni) <b><u>Adv S B Mene For R-4 &amp; R-3</u></b>	MA For Condonation of Delay	Await Service	25.8.2023
32	MA118/23 In OASt396/23	Jalgaon	Adv Suchita Dhongde (Ankush Bodade)	MA For Condonation of Delay	For Reply	22.8.2023
33	MA158/23 In OASt284/23	A'nagar	Adv.Joslyn A Menezes (Sandhya P Shinde)	M.A. For Condonation of Delay	Notice Not Collected	1.8.2023

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*

**Before: - Court On Leave**

**Date: -10/07/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Urgent Admission Matters</b>						
<b>Order Matters</b>						
<b>4</b>	MA498/19 In OAST1959/19	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Ramrao D Rathod)	M.A. For Condonation of Delay	Reply Filed by R- 1 to R-4	5.9.2023
<b>5</b>	MA202/20 In OAST443/20	P'bhani	Adv.V.B. Wagh (Rama L Rathod)	M.A. For Condonation of Delay	For Hearing	24.8.2023
<b>6</b>	MA1/21 In OAST1443/20	Hingoli	Adv.V.G. Pingle (Smt. Ratnabai G Gaikwad)	M.A. For Condonation of Delay	For Hearing	5.9.2023
<b>7</b>	MA141/23 In OA851/22	P'bhani	Adv.K.G. Salunke <b>Adv.K.G. Salunke has Filed Leave Note From 10/07/2023 to 12/07/2023</b> (Prashant B Kachhawa) <b><u>Adv.Ajay Deshpande</u></b> <b><u>Special Counsel for</u></b> <b><u>R.Nos.2 &amp; 3</u></b> <b><u>Adv.S.B. Mene for R.No.1</u></b> <b><u>in O.A.851/22</u></b>	M.A. For Amendment and I.R.		22.8.2023
<b>8</b>	MA232/23 In OA387/22	A'bad	Adv.Vilas S Janephalkar (Ashwini S Jadhav & Ors.)	M.A. For I.R.		5.9.2023
<b>9</b>	MA246/23 In OA187/23	P'bhani	Adv.S.B. Solanke (Dr. Balasaheb S Nagargoje)	M.A. For I.R.		5.9.2023
<b>High On Board Matters</b>						

<b>10</b>	OA105/21	A'bad	Adv.C.V. Dharurkar (Smita K Suryawanshi & Ors.)	Seniority	<b>High On Board</b>  <b>Time Bound by Hon'ble High Court</b> Reply Filed by Respondents	9.8.2023
<b>11</b>	OA736/12	Nanded	Adv.Sudhir Patil (Devidas R Jadhav)	Extention of Age of Retirment	<b>Part Heard</b>  Rply Filed by R-1 to R-3	23.8.2023
<b>12</b>	OA648/19	P'bhani	Adv.Avinash S Deshmukh (Kishor G Deshpande)	Promotion Cancellation Reversion	<b>Part Heard</b>  For Hearing Reply Filed by R- 1 to R-3	23.8.2023
<b>13</b>	OA350/22	A'bad	Adv.K.G. Salunke <b>Adv.K.G. Salunke has Filed Leave Note From 10/07/2023 to 12/07/2023</b> (Pralhad C Shelke)	Seniority/ Promotion	<b>Part Heard</b>  Reply Filed by R- 2 to R-5	2.8.2023
<b>Due Admission Matters</b>						
<b>14</b>	CP43/19 In MA97/12 In OA817/11	P'bhani	Adv.Ashish B Rajkar (Dharamapal U Dethe) <b>Adv.D.T. Devane for R.No.3</b>	Contempt Petition	For Admission Reply Filed by R- 3	21.8.2023
<b>15</b>	CP12/22 In OA265/17	Latur	Adv.I.D. Maniyar (Dr. Suresh M Karamunge) <b>Adv.P.R. Tandale for R.No.4</b>	Contempt Petition	For Admission Reply Filed by R- 2 & R-4	25.8.2023
<b>16</b>	OA313/19	Dhule	Adv.Chaintanya C Deshpande (Dr.Mahendra A Patil)	Reinstate in Service	For Hearing Reply Filed by R- 2	25.8.2023
<b>17</b>	OA448/19	A'bad	Adv.S.D. Kotkar (Anil T Patil & Ors.)	Challenging G.R.	For Admission Reply Filed by R- 1 to R-3	30.8.2023



18	OA625/19	Nanded	Adv.M.D. Narwadkar (Dattatrya N Shastri)	Selection	For Hearing	30.8.2023
19	OA40/20	A'bad	Adv.R.J. Nirmal (Shankar P Dange)	Promotion/ Appointment	For Hearing	30.8.2023
20	OA125/20	Nanded	Adv.Shmbhuraje V Deshmukh (Venkati B Pawar)	Appointment	For Hearing Reply Filed by R-1 & R-4	1.9.2023
21	OA135/20	Latur	Adv.Vinod M Vibhute (Santosh V Suryawanshi)	Seniroyty	For Admission	11.9.2023
22	OA383/20	Hingoli	Adv.Omprakash Y Kashid (Sachin D Maindale)	Departmental Enquiry	For Admission Reply Filed by R- 3 to R-6	11.9.2023
23	OA335/21	P'bhani	Adv.Kailas B Bhise (Dyaneshwar B Bulbule & Ors.)	Challenging Seniority List (Kotwal)	For Hearing Reply Filed by R-2, R-3 & R-7	12.9.2023
24	OA100/22	Dhule	Adv.V.B. Wagh (Rakesh A Salunke)	Promotion	For Hearing Reply Filed by R- 1 & R-2	12.9.2023
25	OA694/22	Beed	Adv.Shamsunder B Patil (Pradeep D Pawar)	Directions (Appointment)	For Admission	19.7.2023
26	OA899/22	Latur	Adv.R.K. Ashtekar (Hansraj R Jadhav)	Seniority/ Promotion	For Admission Reply Filed by R- 2 & R-3	13.9.2023
27	OA900/22	Latur	Adv.R.K. Ashtekar (Navneet C Jamnik)	Seniority/ Promotion	For Admission Reply Filed by R- 2 & R-3	13.9.2023
28	OA901/22	Latur	Adv.R.K. Ashtekar (Madhav V Joshi)	Seniority/ Promotion	For Admission Reply Filed by R- 2 & R-3	13.9.2023
<b>Final Hearing Matter</b>						

29	OA899/17	O'bad	Adv.G.C. Khond/ Adv.G.N. Khanzode (Dr.Vandana S Shinde) <b><u>Adv.Gunratn Sadavarte/</u></b> <b><u>Adv.Jayshri Patil/</u></b> <b><u>Adv.Ramdas Gaikwad for</u></b> <b><u>R.No.4</u></b>	Seniority	Reply Filed by R-1 to R-3	18.9.2023
30	OA774/18 With	O'bad	Adv.Manish P Tripathi (Narayan D Nagtilak)	Seniority/ Promotion	Reply filed By R-2	20.9.2023
31	OA777/18	O'bad	Adv.Manish P Tripathi (Suhas S Jewalikar)	Seniority list/ Promotion	Reply filed By R-2	20.9.2023

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*

**Before: - Court On Leave**

**Date: -10/07/2023**

**For Reply Board**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
1	CP37/22 In OA138/19	P'bhani	Adv.D.T.Devane (Dnyanoba K Ovhal)	Contempt Petition	For Filing Affidavit in Reply	22.8.2023
2	CP24/22 In OA902/19	P'bhani	Adv Kakasaheb B Jadhav (Shivaji M Thorat)	Contempt Petition	For Filing Affidavit in Reply R-1 to R-3	22.8.2023
3	CP12/23 In OA646/16	Latur	Adv.R.K. Ashtekar (Anil M Kachre & Ors.)	Contempt Petition	For Reply	23.8.2023
4	OA45/20	A'bad	Adv P D Bachate (Shila A Mule)	Sellection/ Appointment	Await Service	29.8.2023
5	OA230/21	J'gaon	Adv Ajay S Deshpande (Vaidya Smt. Meenal P Thosar)	Seniority	Await Service	29.8.2023

6	OA299/21	Hingoli	Adv.M.B. Sandanshiv (Nagorao W Bhalerao) <b><u>Adv.S.S. Ware for R.Nos.5 &amp; R-6</u></b>	Selection Process	As a Final Chance For Filing Affidavit in Rejoinder	31.8.2023
7	OA424/21	A'nagar	Adv Jayant S Deshmukh (Dr. Vaibhav G Wakade) <b><u>Adv V D Patnoorkar For R- 4</u></b>	Challenging G.R Transfer	As a Last Chance For Filing Affidavit in Rejoinder	31.8.2023
8	OA577/21	Jalna	Adv.R.N. Chavan (Ramdas E Misal) <b><u>Adv.Vinod M Vibhute for R.No.4</u></b>	Major Punishment	For Filing Affidavit in Rejoinder	7.9.2023
9	OA588/21	Latur	Adv.C.V. Dharurkar (Holambe N Dagdu & Ors.) <b><u>Adv. Chandrkant A Jadhav for R.No.5</u></b>	Advertisement/ Recruitment	For Filing Affidavit in Rejoinder	7.9.2023
10	OA831/21		Adv M B Bharaswadkar (Anand B Gayake)		Await Service For Newly Added Respondent	23.8.2023
11	OA354/22	A'nagar	Adv V B Wagh (Riyaj Mehmud Deshmukh)	Promotion	For Filing Affidavit in Reply <b><u>Ref Order Dtd.30.09.2022</u></b>	7.9.2023
12	OA444/22	Beed	Adv.S.S. Thombre (Bibhishan N Hawale)	Selection Process/ Interview	One More Last Chance For Filing Affidavit in Reply & For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed By R-1 & R-2	27.7.2023
13	OA509/22	A'bad	Adv.Ajay S Deshpande (Groundwater Engineers Association Maha. State Through Its President Balasaheb D Patil)	Change In Nomenclatures	For Filing Affidavit in Reply R-1& For Filing Affidavit in Rejoinder to lthe affidavit in Reply Filed By R- 2 & R- 3	12.9.2023

14	OA525/22	Dhule	Adv Dhananjay Mane (Somnath B Satbhai)	Interview	For Filing Affidavit in Rejoinder	10.8.2023
15	OA699/22	A'bad	Adv.S.S. Thombre (Maharashtra Rajya Adarsh Shikshak Samiti, A'bad through its state President, Gajanan N Walke)	Correction In Selection List (MPSC)	Service Affidavit is not Filed. & For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed By R-1 & R-3 <b>Ref Order Dtd.</b> <b>16.02.2023</b>	12.9.2023
16	OA824/22	Nanded	Adv.S.S. Thombre/ Adv.A.V. Thombre (Pravin S Jadhav & Ors.)	Seniority List	For Filing Affidavit in Rejoinder	12.9.2023
17	OA954/22	Hingoli	Adv.S.S. Thombre (Sahebrao S Rathod)	Promotion	Await Service	7.9.2023
18	OA354/23	A'bad	A R Gaikwad (Bhanudas D Shrirao)	Departmental Emquiry	For Reply	13.9.2023
19	OA355/23	A'bad	Adv A R Gaikwad (Vishwanath B Gite)	Departmental Emquiry	For Reply	13.9.2023
20	OA434/23	Nanded	Adv P S Anerao (Madhav S Salgar)	Selection Process	Await Service	24.8.2023
<b>Order Matters</b>						
21	MA273/20 With MA344/21 In OAS1684/20	Hingoli	Adv.M.R. Kulkarni (Vasant B Shinde) <b><u>Adv.S.B. Mene for R.Nos.3 &amp; 4</u></b>	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder	14.9.2023
22	MA198/23 In OA139/20	Jalgaon	Adv C C Deshpande (Shravan P Pawara)	M. A Restoration	Await Service	14.9.2023

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*

**Before: - Court On Leave**

**Date: -10/07/2023**

**Suplimentary Board**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Urgent Admission Matters</b>						
1	CP41/23 In OA712/21	A'bad	Adv. Shamsunder B Patil (Dr. Subhash G Kabade)	Contempt Petition	<b>Circulation</b>	18.8.2023

**M.A. No. 244/2023 in O.A. St. No. 1026/2023**  
**(Bharat E. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

(This matter is placed before the Single Bench  
due to non-availability of Division Bench)

**DATE : 10.07.2023**

**ORAL ORDER :**

Heard Shri V.U. Pawar, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for respondent authorities.

2. This is an application preferred by the applicants seeking leave to sue the respondents jointly.

3. For the reasons stated in the applications, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. The accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. No. 244/2023 stands disposed of accordingly without any order as to costs.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION ST. NO. 1026 OF 2023**  
**(Bharat E. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

(This matter is placed before the Single Bench  
due to non-availability of Division Bench)

**DATE : 10.07.2023**

**ORAL ORDER :**

Heard Shri V.U. Pawar, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for respondent authorities.

2. Issue notices to the respondents, returnable on 17.08.2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 17.08.2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**C.P. No. 31/2023 in O.A. No. 603/2021**  
(Smita G. Dongre & Ors. Vs. State of Maharashtra & Ors.)

**CORAM :** **Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE :** **10.07.2023**

**ORAL ORDER :**

Heard Shri A.V. Thombre, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for respondent authorities.

2. Learned counsel for the applicants seeks leave to place on record reply received to the applicants by the respondents to their notices. Leave granted as prayed for.

3. Issue notices to the respondents in C.P., returnable on 07.09.2023.

4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

5. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

8. S.O. to 07.09.2023.

9. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**M.A. St. No. 777/2023 in O.A. St. No. 778/2023**  
**(Anna P. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

(This matter is placed before the Single Bench  
due to non-availability of Division Bench)

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri M.S. Taur, learned counsel for the applicants  
(**Absent**). Smt. Deepali S. Deshpande, learned Presenting  
Officer for respondent authorities, is present.

2. As none present for the applicants, S.O. to  
07.09.2023.

**VICE CHAIRMAN**

KPB ORAL ORDER 10.07.2023



**C.P. No. 41/2023 in O.A. No. 712/2021**  
(Dr. Subhash G. Kabade Vs. State of Maharashtra & Ors.)

**CORAM :** **Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE :** **10.07.2023**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent authorities.

2. Learned counsel for the applicant sought leave to substitute name of respondent No. 3 as officer who is added as respondent No. 3 has now retired. Leave granted as prayed for. The necessary substitution / amendment be carried out within one week.

3. After amendment is carried out, issue notices to added respondent, returnable on 18.08.2023.

4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants directed to file affidavit of compliance and notice.

8. S.O. to 18.08.2023.

9. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 525 OF 2022**

**(Somnath Bhupendra Satbhai Vs. the state of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri Dhananjay Mane, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.08.2023 for filing rejoinder affidavit. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 954 OF 2022**

**(Sahebrao Sakharam Rathod Vs. the state of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon the respondents.
3. Learned P.O. for the respondents filed affidavit in reply on behalf of the respondent No.3. It is taken on record and copy thereof has been served on the other side.
4. S.O. to 07.09.2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 492 OF 2023  
(Dr. Jagannath G. kundkar Vs. State of Mah. & Ors. )**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10.07.2023**

**ORAL ORDER :**

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, present.

2. S.O. to 24.7.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDER 10.07.2023-HDD

**ORIGINAL APPLICATION NO. 497 OF 2023  
(Ravindra P. Sathe Vs. State of Mah. & Ors. )**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri D.T. Devane, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, present.

2. S.O. to 18.7.2023 for filing affidavit in reply on behalf of the respondents. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDER 10.07.2023-HDD

**ORIGINAL APPLICATION NO. 461 OF 2023  
(Pravin Y. Pawar Vs. State of Mah. & Ors. )**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri Dhananjay Mane, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, present.

2. S.O. to 24.7.2023 for filing affidavit in reply on behalf of the respondents. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDER 10.07.2023-HDD

**ORIGINAL APPLICATION NO. 460 OF 2023  
(Manisha T. Gite Vs. State of Maharashtra & Ors. )**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10.07.2023**

**ORAL ORDER :**

Shri Dhananjay Mane, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, present.

2. S.O. to 24.7.2023 for filing affidavit in reply on behalf of the respondents. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDER 10.07.2023-HDD

**ORIGINAL APPLICATION NO.571/2023**  
**(Dr. Rahul s/o. Suryakantrao Abhange**  
**Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Heard Shri J.B.Choudhary, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. Applicant has challenged the order dated 30-06-2023 whereby he has been transferred from Government Medical College, Latur to Government Medical College, Parbhani. It is the grievance of the applicant that while effecting transfer of the applicant and others vide order dated 30-06-2023 respondents have not followed the procedure prescribed under the Transfer Act as well as guidelines issued under G.R. dated 09-04-2018. Learned Counsel submitted that in similar circumstances this Tribunal has earlier passed an order granting interim relief. Learned Counsel therefore prayed for similar interim relief in the present matter also.

3. Learned PO has opposed for granting any interim relief in the matter. Learned P.O. submitted



that the applicant is working at Latur since the date of his joining i.e. from 2009. It is further contended that at Parbhani a new Medical College is being established and experienced persons are required to be appointed there and in that view of the matter applicant has been transferred in the said Medical College on vacant post. Learned P.O. further submitted that the applicant has been relieved from the post on 07-07-2023. Learned P.O. in the circumstances while praying for rejecting the prayer for interim relief sought time to file affidavit in reply in the matter.

4. I have duly considered the submissions made on behalf of the applicant and the learned P.O. appearing for respondent authorities. I have gone through the documents placed on record. Learned Counsel for the applicant has also tendered across the bar a copy of interim order passed by this Tribunal on 06-07-2023 in O.A.No.550/2023 with connected O.As.

5. It is not in dispute that the case of the present applicant is quite identical with the cases of the applicants in O.A.No.550/2023 & Ors. He thus

stands at par with the applicants in the said O.As. In the said matters this Tribunal has passed detailed order. The orders which are impugned in the said O.As. and the order which has been impugned in the present O.A. are word to word same except change in the name of officers transferred. In the circumstances, I have no reason to take any other view than taken by me while passing the aforesaid interim order.

6. Learned P.O. has submitted a copy of order passed by the Hon'ble Bombay High Court at the Principal Seat in Writ Petition No.7677/2023 on 26-06-2023 and has specially invited my attention to the observations made by the Hon'ble Division Bench of the High Court in respect of unilaterally relieving the applicants from their existing post after transfer orders are served upon them.

7. I have gone through the entire text of the said judgment. In so far as the observations made by the Hon'ble Division Bench are concerned there cannot be any dispute about the same. However, in the present matter issue involved is bit different.

In the said matter, the Tribunal has granted status quo ante. Moreover, in the said matter not only that the applicant in O.A. was transferred and relieved from his existing post but somebody else was given posting in his place and the said person had resumed the charge of the said post. In the present matter though the applicant has been relieved no one has been yet appointed in his place. It has to be further clarified that while passing the order in O.A.No.550/2023 this Tribunal has expressly mentioned that “if it is noticed that any appointment or transfer has been made in place of any applicant and the said person has been relieved from his earlier post prior to passing of the order by this Tribunal, the present applicant would be liable to be relieved from his existing post. It appears to me that therefore in the present matter also same order deserved to be passed. Hence, the following order:

ORDER

8. Issue notice to respondents, returnable on 25-07-2023, **till then the respondents shall permit the applicant to discharge his duties on his existing post.**

**9. It is clarified that, if it is noticed that any appointment or transfer has been made in place of the applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.**

10. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

11. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

12. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

13. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date.

=6=

O.A.NO.571/2023

Applicant is directed to file affidavit of compliance and notice.

14. S.O. to 25-07-2023.

15. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**ORIGINAL APPLICATION NO.19/2023 & 20/2023  
(Dr. Ajit Thorbole & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Shri S.D.Joshi, learned Counsel for the applicants and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant has filed rejoinder affidavits today in both the matters. Those are taken on record. Copies are provided to the other side.

3. List the matter for hearing on 21-07-2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**ORIGINAL APPLICATION NO.1160/2023**  
**(Navnath Patwadkar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Shri M.R.Deshmukh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. This matter be remove from the board.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**M.A.NO.235/2023 IN O.A.NO.125/2023**  
**(Milind Shah [since dead through L.Rs.]**  
**Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Heard Smt. Vidya Taksal, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. The applicant has expired during the pendency of the present O.A. His legal heirs are intending to prosecute the matter further. Having regard to the facts and circumstances of the case, legal heirs of the applicant have every right to prosecute the matter since the cause of action survives.

3. Learned P.O. submitted to pass appropriate order in the matter taking into consideration the fact that some delay has caused in filing the application and the matter is already abated.

4. In view of the above statement, following order is passed:



=2= M.A.NO.235/2023 IN O.A.NO.125/2023

ORDER

- [i] M.A. is allowed. Delay caused in filing the M.A. is condoned.
- [ii] Names of legal heirs are permitted to be brought on record.
- [iii] Amendment to be carried out within a week.
- [iv] Abatement, if any, stands set aside.
- [v] The matter thereafter be placed for further consideration on 02-08-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**ORIGINAL APPLICATION NO.903/2022**  
**(Balaji G. Kharat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Heard Shri V.A.Dhakne, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri Shamsundar B. Patil, learned Counsel for respondent nos.3 and 5.

2. Though the present matter is listed for hearing today learned Counsel for respondent nos.3 and 5 sought leave of the Tribunal to file the affidavit in reply on record. Learned Counsel for the applicant has graciously consented for taking the reply on record. Hence, the reply is taken on record. Copy is given to the other side.

3. State authorities have not yet filed reply. It would be open for them to file reply by the next date or else the matter is already kept for hearing.

4. List the matter for further consideration on 18-08-2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.209/2023**  
**(Sabirabi Harun Shaikh Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Shri D.R.Irale Patil, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply. Due opportunities are already availed. In the interest of justice time is granted as prayed for by way of last chance.

3. S.O. to 22-08-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**ORIGINAL APPLICATION NO.569/2023**  
**(Bhagwan Ramchandra Shewale**  
**Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Heard Smt. Archana Theorkar, learned Counsel holding for Shri V.B.Wagh, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 24-08-2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 24-08-2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**M.A.NO.295/2023 IN M.A.ST.NO.1234/2023 IN  
O.A.ST.NO.213/2022  
(Vishwanath Kirtane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 10-07-2023**

**ORAL ORDER :**

Shri A.G.Vasmatkar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 02-08-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 10.07.2023

**ORIGINAL APPLICATION NO. 581/2023**  
**(Dr. Hitesh R. Adchitre Vs. the State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10.7.2023**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. The applicant has questioned the order dated 30.6.2023, whereby he has been transferred from Shri Bhausahab Hire Government Medical College, Dhule to Government Medical College, Baramati. The main grievance of the applicant is that without following the provisions of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (for short the Transfer Act, 2005) and in contravention of the guidelines laid down in G.R. dated 9.4.2018 the applicant and others are transferred by the aforesaid order. The learned counsel for the applicant placed on record copy of the interim order passed by this Tribunal on 6.7.2023 in **O.A. No. 550/2023** with other

connected matters. The learned counsel submitted that the present applicant stands at par with the applicants in the said O.As. The learned counsel has, therefore, prayed for similar relief in the present matter also.

3. Shri S.K. Shirse, learned Presenting Officer appearing for the respondent authorities opposed for grant of any such relief stating that the applicant in the present matter has been relieved on 7.7.2023 and in the circumstances no such interim order can be passed. However, the learned P.O. did not make any concrete submission whether any officer has been posted in place of the applicant.

4. After having considered the submissions made by the parties discussed hereinabove, I see no reason for taking any different view than already taken vide order dated 6.7.2023 in O.A. No. 550/2023 and other connected matters, wherein adequate care is taken to ensure if someone else is already transferred, he may not be kept waiting to join in the post of the said applicant. Hence, I pass the following order :-

**ORDER**

1. Issue notice to respondents, returnable on 25.7.2023, **till then the respondents shall permit the applicant to discharge his duties on his existing post.**

**2. It is clarified that if it is noticed that any appointment or transfer has been made in place of the applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.**

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.



::-4-::

**O.A. NO. 581/2023**

7. S.O. to 25.7.2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

ARJ ORAL ORDER 10.7.2023

**ORIGINAL APPLICATION ST. NO. 1052/2023**  
**(Shri Dattu R. Sonawane Vs. the State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10.7.2023**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The office has raised objection as about limitation. The learned counsel for the applicant submitted that the application is well within limitation and has prayed for issuing notices keeping the aspect of limitation open. Hence, I pass the following order :-

**ORDER**

1. Issue notice to respondents keeping the issue of limitation open, returnable on 23.8.2023.

2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

3. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

::-2-::

**O.A. ST. NO. 1052/2023**

4. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

5. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

6. S.O. to 23.8.2023.

7. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 580/2023**  
**(Shri Nilkant P. Pawar Vs. the State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 10.7.2023**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 21.8.2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 21.8.2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 444/2022**  
**(Bibhishan N. Hawale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 10.7.2023**

**ORAL ORDER :**

Heard Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. The learned counsel for the applicants pointed out that on 4.8.2022 this Tribunal has passed the following order :-

*“Shri A.V. Thombre, learned Counsel holding for Shri S.S. Thombre, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.*

*2. S.O. to 05-09-2022. In the meanwhile, if contingency arises, it would be open for the applicant to move the matter for interim order.”*

3. The learned counsel for the applicants submits that now the interviews are being going on for the

post of Deputy Education Officer and this Tribunal has granted interim relief vide order passed on 4.7.2023 in O.A. St. No. 1136/2023 with other connected matters, thereby directing the M.P.S.C. to permit the applicants therein to appear for the interview, subject to outcome of said O.As. The learned counsel submits that the present applicants stand at par with the applicants in the said O.As. and in the circumstances, has prayed for similar relief in the case of the present applicants also.

4. Shri V.R. Bhumkar, learned Presenting Officer has not disputed the correctness of the facts stated by the learned counsel for the applicants. The learned P.O., however, only submits that Nagpur Bench of this Tribunal has dismissed such applications.

5. I have duly considered the submission made on behalf of the applicants, as well as, the respondents. I have also gone through the documents filed on record. After having gone through the contents of the present application there remains no doubt that the case of the present applicants is identical with the case of the

::-3-::

**O.A. NO. 444/2022**

applicants in O.A. St. No. 1136/2023 with other connected matters, wherein this Tribunal has passed some interim order. Though in one matter Nagpur Bench of MAT dismissed Original Application filed by some of the applicants claiming identical relief, which was taken to the Hon'ble Nagpur Bench of Bombay High Court by filing Writ Petition No. 5059/2022 and Hon'ble Nagpur Bench has granted the relief in favour of the said candidates to the effect that the MPSC shall interview the said applicants also, subject to outcome of the said Writ Petition. On the basis of said order this Tribunal has passed an interim order in O.A. St. no. 1136/2023 with other connected matters. In the circumstances, the present applicants also deserve to be granted with same relief. Hence the following order :-

**ORDER**

- (i) **The M.P.S.C. is directed to issue the interview letters to the applicants in the present O.A. on their e-mail addresses, which have been provided by these applicants in the application forms or on their WhatsApp and to permit these applicants to attend the interview on the date scheduled for them.**

::-4-::

**O.A. NO. 444/2022**

**(ii) It is clarified that while the applicants shall be interviewed on merits, the result of the interview shall be subject to outcome of present Original Application.**

(iii) Learned P.O. to communicate the present order to M.P.S.C. on Fax or by any other fastest mode of communication.

(iv) The respondent MPSC has not yet filed the affidavit in reply. It is directed the reply shall be filed by the MPSC by the next date.

(v) List the matters on 27.07.2023 for filing affidavit in reply by the respondent MPSC.

(vi) Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**



**CHAMBER APPEAL NO. 10 OF 2023**  
**(Pralhad Khadu Ugale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**

**DATE : 10.07.2023**

**ORAL ORDER :**

Heard Shri S.A. Nagarsoge, learned Advocate for the applicants.

2. Vide order dated 09.06.2023 the Registrar of this Tribunal was pleased to refuse the registration under Rule 5 (4) of Maharashtra Administrative Tribunal (Procedural) Rules, 1988. On 11.04.2023 the office has raised the following office objections:-

- 1) M.A. for sue jointly not filed;
- 2) I.P.O of Rs. 400/- deficit for all applicants;
- 3) All applicants occupation not mentioned properly with contact number;
- 4) I.P.O. of Rs. 5/- deficit for respondent Nos. 6 to 16;
- 5) Applicant Nos. 5, 6, 8, 9 and respondent Nos. 12, 13, 15, 16 do not come within territorial jurisdiction of this Hon'ble Tribunal.;
- 6) Respondent No. 1 is Union of India, therefore, O.A. do not come within the jurisdiction of this Hon'ble Tribunal.
- 7) Dhanappa Sharadrao Phaye, who signed V.P. not made party to the O.A. as applicant;

**:: - 2 - :: CHAMBER APPEAL NO. 10/2023**

- 8) Verification not filled up along with filing dates;
- 9) V.P. not filled up; and
- 10) Page Nos. 208, 210 not legible.

3. Vide office note dated 06.06.2023 Registrar of this Tribunal at Aurangabad Bench noted that nobody appeared for the applicant and office objections are not removed.

4. The learned Advocate for the applicants appeared today. He undertakes to remove the office objections within reasonable period.

5. Technically, the Registrar was right in refusing the registration since nobody appeared for the applicants in view of the objections in spite of repeated chances. The fact that the O.A. is filed to get wages and in order to give an opportunity to the applicants to prove their claim on merits, it will be in the interest of justice to allow the appeal as the applicants shall not suffer for the negligence of their Advocate. Hence, the following order:-

**ORDER**

(i) Chamber Appeal No. 10/2023 is allowed as the applicants undertake to remove the office objections within a reasonable period.

**:: - 3 - :: CHAMBER APPEAL NO. 10/2023**

(ii) Registrar of this Tribunal Bench at Aurangabad is directed to register the O.A. after removing the office objections by the learned Advocate for the applicants and place the same before the appropriate bench for hearing.

**VICE CHAIRMAN**

ORAL ORDERS 10.07.2023-HDD